

APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office SEP 13 1999

Returned to applicant for correction

Corrected application filed

Map filed FEB 20 1998 under 63817T

The applicant Douglas County, hereby makes application for permission to change the Point of Diversion and Place of Use of a Portion of water heretofore appropriated under Permit 59611

1. The source of water is underground (Heybourne Well)
2. The amount of water to be changed 0.109 cfs, not to exceed 18.84 acre-feet annually
3. The water to be used for quasi-municipal & domestic
4. The water heretofore permitted for quasi-municipal & domestic
5. The water is to be diverted at the following point NW1/4 SE1/4, Section 32, T.14N., R.20E., M.D.B.&M., or at a point from which the NE corner of said Section 32 bears N. 32° 11' 32" E., a distance of 4640.30 feet.
6. The existing permitted point of diversion is located within SE1/4 NE1/4, Section 33, T.14N., R.20E., M.D.B.&M. or at a point from which the N1/4 corner of said Section 33 bears N. 50° 03' 00" W., a distance of 3201.00 feet.
7. Proposed place of use See Attachment "A"
8. Existing place of use See Attachment "A"
9. Use will be from January 1 to December 31 of each year.
10. Use was permitted from January 1 to December 31 of each year.
11. Description of proposed works drilled well, pump, motor and ancillary facilities
12. Estimated cost of works \$550,000.00
13. Estimated time required to construct works Completed - See Permit 63817-T
14. Estimated time required to complete the application of water to beneficial use Five (5) years
15. Remarks: This water right is to serve the 102 units of Saratoga Springs Phase IV. The total combined duty of this application and the applications to change portions of Permits 59612 and 54653 are not to exceed 116.24 acre-feet annually. Use the map on file under

Permit 57828 to illustrate the existing point of diversion and place of use. Use the map on file under Permit 63817T for the proposed point of diversion and place of use. Upon approval, Permit 59611 will be completely abrogated.

By Gregory M. Bilyeu
s/ Gregory M. Bilyeu
P.O. Box 70458
Reno, Nevada 89570-0458

Compared gkl/cmf ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 59611 is issued subject to the terms and conditions imposed in said Permit 59611 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.109 cubic feet per second, **but not to exceed 18.84 acre-feet annually.**

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed before:

N/A

Water must be placed to beneficial use on or before:

October 12, 2006

Proof of the application of water to beneficial use shall be filed on or before:

November 12, 2006

Map in support of proof of beneficial use shall be filed on or before:

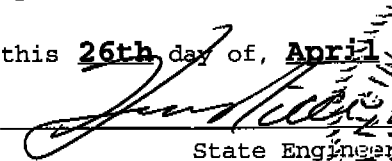
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office

this 26th day of, April A.D. 2001

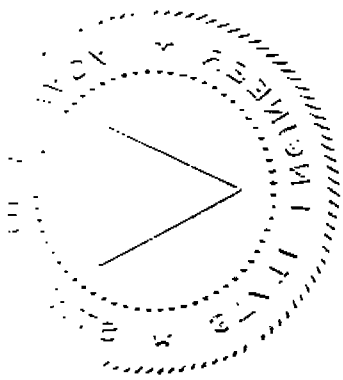

State Engineer

Completion of work filed under 64096 on April 14, 2000

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____



Proposed Place of Use: The S 1/2 of the SE 1/4 of Section 20; the S 1/2 of the SW 1/4 of Section 21; the SW 1/4 of the SE 1/4 of Section 21; the SW 1/4 of Section 26; the SE 1/4 of Section 27; the West 1/2 of the SW 1/4 of Section 27; a portion of the SE 1/4 of the SW 1/4 of Section 27; all of Section 28; the S 1/2 of Section 29; the NE 1/4 of Section 29; the SE 1/4 of Section 30; the E 1/2 of Section 31; all of Sections 32, 33 and 34; the W 1/2 of Section 35; all within Township 14 North, Range 20 East. The W 1/2 of Section 2; the SW 1/4 of the NE 1/4 of Section 2; the NW 1/4 of the SE 1/4 of Section 2; the S 1/2 of the SE 1/4 of Section 2; all of Section 3; the N 1/2 of Section 4; the SW 1/4 of Section 4; the N 1/2 of the SE 1/4 of Section 4; the SE 1/4 of the SE 1/4 of Section 4; all of Section 5; the E 1/2 of Section 6; the E 1/2 of Section 7; all of Section 8; the W 1/2 of Section 9; the E 1/2 of the NE 1/4 of Section 9; the N 1/2 of Section 10; the NW 1/4 of Section 11; the W 1/2 of the NE 1/4 of Section 11; a portion of the NE 1/4 of the NE 1/4 of Section 11; the NW 1/4 of Section 16; a portion of the NW 1/4 of the SW 1/4 of Section 16; the NE 1/4 of Section 17; a portion of the NE 1/4 of the SE 1/4 of Section 17; the N 1/2 of the NW 1/4 of Section 17; a portion of the N 1/2 of the NE 1/4 of Section 18; all within Township 13 North, Range 20 East.

Existing Place of Use: The NW 1/4 of Section 1; the W 1/2 of the SW 1/4 of Section 1; all of Sections 2, 3 and 4; the NE 1/4 of Section 10; the E 1/2 of the NW 1/4 of Section 10; the N 1/2 of Section 11; the W 1/2 of the NW 1/4 of Section 12; all within Township 13 North, Range 20 East. The SE 1/4 of Section 20; the S 1/2 of the NE 1/4 of Section 20; the S 1/2 of Section 21; the S 1/2 of the NW 1/4 of Section 21; the SW 1/4 of the NE 1/4 of Section 21; the SW 1/4 of the SW 1/4 of Section 22; all of Sections 26, 27 and 28; the E 1/2 of Section 29; the E 1/2 of Section 32; all of Sections 33, 34 and 35; the W 1/2 of Section 36; all within Township 14 North, Range 20 East.

